

ADRMOP, AO279, CLOSED, E-Filing, ENETERM

**U.S. District Court  
California Northern District (San Francisco)  
CIVIL DOCKET FOR CASE #: 3:05-cv-03434-MJJ**

Shoom, Inc. v. Electronic Imaging Systems of America, Inc. Date Filed: 08/24/2005  
et al Date Terminated: 06/29/2006  
Assigned to: Hon. Martin J. Jenkins Jury Demand: Plaintiff  
Demand: \$0 Nature of Suit: 830 Patent  
Cause: 35:145 Patent Infringement Jurisdiction: Federal Question

**Plaintiff****Shoom, Inc.**

represented by **Steven Anton Nielsen**  
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V.

**Defendant****Electronic Imaging Systems of  
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**Defendant****John Metsig**

*an Individual*

**TERMINATED: 12/06/2005**

represented by **Marc N. Bernstein**

(See above for address)

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/24/2005	<a href="#"><u>1</u></a>	COMPLAINT For Declaratory Judgement & Damages & Patent Infringement - [Summons Issued] against Electronic Imaging Systems of America, Inc. & John Metsig [Filing Fee: \$250.00, Receipt Number 3375790]. Filed by PlaintiffShoom, Inc.. (tn, COURT STAFF) (Filed on 8/24/2005) Additional attachment(s) added on 9/12/2005 (tn, COURT STAFF). (Entered: 08/26/2005)
08/24/2005		SUMMONS Issued as to Electronic Imaging Systems of America, Inc.. (tn, COURT STAFF) (Entered: 08/26/2005)
08/24/2005		SUMMONS Issued as to John Metsig. (tn, COURT STAFF) (Entered: 08/26/2005)
08/24/2005	<a href="#"><u>2</u></a>	ADR SCHEDULING ORDER: Case Management Statement due 12/21/2005 & Initial Case Management Conference set for 12/28/2005 01:30 PM. (Attachments: # <a href="#"><u>1</u></a> Standing Order).(tn, COURT STAFF) (Filed on 8/24/2005) (Entered: 08/26/2005)
08/24/2005	<a href="#"><u>3</u></a>	REPORT on the filing or determination of an action regarding Patent Infringement. (cc: form mailed to register). (tn, COURT STAFF) (Filed on 8/24/2005) (Entered: 08/26/2005)
08/24/2005		CASE DESIGNATED for Electronic Filing. (tn, COURT STAFF) (Entered: 08/26/2005)
10/20/2005	<a href="#"><u>4</u></a>	CLERK'S NOTICE RE CONSENT OR DECLINATION TO PROCEED BEFORE MAGISTRATE JUDGE; COUNSEL TO RESPOND BY 11/3/05 (bpf, COURT STAFF) (Filed on 10/20/2005) (Entered: 10/20/2005)
10/28/2005	<a href="#"><u>5</u></a>	WAIVER OF SERVICE Returned Executed filed by Shoom, Inc.. Service waived by Electronic Imaging Systems of America, Inc. waiver sent on 9/6/2005, answer due 11/7/2005. <i>Two-week extension granted</i>

		(Nielsen, Steven) (Filed on 10/28/2005) (Entered: 10/28/2005)
11/03/2005	<a href="#">6</a>	Declination to Proceed Before a U.S. Magistrate Judge by Electronic Imaging Systems of America, Inc.. (Bernstein, Marc) (Filed on 11/3/2005) (Entered: 11/03/2005)
11/07/2005	<a href="#">7</a>	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (bpf, COURT STAFF) (Filed on 11/7/2005) (Entered: 11/07/2005)
11/07/2005	<a href="#">8</a>	ORDER REASSIGNING CASE. Case reassigned to Judge Martin J. Jenkins for all further proceedings. Judge Edward M. Chen no longer assigned to case. Signed by EXECUTIVE COMMITTEE on 11/7/05. (ha, COURT STAFF) (Filed on 11/7/2005) (Entered: 11/07/2005)
11/10/2005	<a href="#">9</a>	STIPULATION <i>to extend the time for eISA to respond to the complaint</i> by Electronic Imaging Systems of America, Inc.. (Bernstein, Marc) (Filed on 11/10/2005) (Entered: 11/10/2005)
11/10/2005	<a href="#">10</a>	ORDER granting <a href="#">9</a> Stipulation filed by Electronic Imaging Systems of America, Inc.,. Signed by Judge Martin J. Jenkins on 11/10/2005. (mat, COURT STAFF) (Filed on 11/10/2005) (Entered: 11/16/2005)
11/21/2005	<a href="#">11</a>	CLERK'S NOTICE [REassigned Case]. Case Management Conference set for 1/17/2006 02:00 PM. Joint Case Management Statement due by 1/9/2006. (Attachments: # <a href="#">1</a> Standing Order) (mat, COURT STAFF) (Filed on 11/21/2005) (Entered: 11/21/2005)
11/21/2005	<a href="#">12</a>	MOTION to Dismiss <i>Plaintiff's Complaint</i> , MOTION to Strike <i>Portion of Plaintiff's Complaint</i> filed by Electronic Imaging Systems of America, Inc., John Metsig. Motion Hearing set for 1/10/2006 09:30 AM in Courtroom 11, 19th Floor, San Francisco. (Attachments: # <a href="#">1</a> Proposed Order Proposed Order re Motion to Dismiss)(Bernstein, Marc) (Filed on 11/21/2005) (Entered: 11/21/2005)
12/06/2005	<a href="#">13</a>	AMENDED COMPLAINT against Electronic Imaging Systems of America, Inc.. Filed by Shoom, Inc.. (Nielsen, Steven) (Filed on 12/6/2005) (Entered: 12/06/2005)
12/07/2005	<a href="#">14</a>	STIPULATION and Proposed Order selecting Early Neutral Evaluation by Electronic Imaging Systems of America, Inc., Electronic Imaging Systems of America, Inc. (Bernstein, Marc) (Filed on 12/7/2005) (Entered: 12/07/2005)
12/07/2005	<a href="#">15</a>	ADR Certification (ADR L.R. 3-5b) of discussion of ADR options (Bernstein, Marc) (Filed on 12/7/2005) (Entered: 12/07/2005)
12/07/2005	<a href="#">16</a>	ADR Certification (ADR L.R. 3-5b) of discussion of ADR options (Nielsen, Steven) (Filed on 12/7/2005) (Entered: 12/07/2005)
12/09/2005	<a href="#">17</a>	Notice of Withdrawal of Motion re <a href="#">12</a> <i>To Dismiss Plaintiff's Complaint and To Strike Portion of Plaintiff's Complaint</i> filed by Electronic Imaging Systems of America, Inc., John Metsig. (Bernstein, Marc) (Filed on 12/9/2005) (Entered: 12/09/2005)

12/09/2005	<a href="#">18</a>	ORDER REFERRING CASE to Early Neutral Evaluation. Signed by Judge Martin J. Jenkins on 12/9/2005. (mat, COURT STAFF) (Filed on 12/9/2005) (Entered: 12/12/2005)
12/23/2005	<a href="#">19</a>	MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points &amp; Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. Motion Hearing set for 1/31/2006 09:30 AM in Courtroom 11, 19th Floor, San Francisco. (Attachments: # <a href="#">1</a> )(Botz, Sarah) (Filed on 12/23/2005) (Entered: 12/23/2005)
12/23/2005	<a href="#">20</a>	Declaration of John Metsig in Support of <a href="#">19</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points &amp; Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Attachments: # <a href="#">1</a> # <a href="#">2</a> # <a href="#">3</a> )(Related document(s) <a href="#">19</a> ) (Botz, Sarah) (Filed on 12/23/2005) (Entered: 12/23/2005)
01/04/2006	<a href="#">21</a>	CLERK'S NOTICE. Case Management Conference reset for 3/7/2006 02:00 PM. Joint Case Management Statement due by 2/27/2006. (mat, COURT STAFF) (Filed on 1/4/2006) (Entered: 01/04/2006)
01/09/2006	<a href="#">22</a>	Proposed Order re <a href="#">19</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points &amp; Authorities in Support</i> , <a href="#">20</a> Declaration in Support,, <a href="#">21</a> Clerks Notice <i>Stipulation and Proposed Order re Limited Discovery, Briefing Schedule, Hearing Date and CMC Date</i> by Shoom, Inc.. (Nielsen, Steven) (Filed on 1/9/2006) (Entered: 01/09/2006)
01/10/2006	<a href="#">23</a>	ORDER Granting parties' request for limited discovery relating to subject matter jurisdiction; striking Defendant's Motion to Dismiss; setting deadlines for motion to dismiss following discovery; and vacating 1/31/06 hearing and 3/7/06 CMC. (mjlc2, COURT STAFF) (Filed on 1/10/2006) (Entered: 01/10/2006)
01/13/2006	<a href="#">24</a>	MOTION Vacate Deadline to Complete ENE filed by Electronic Imaging Systems of America, Inc.. (Attachments: # <a href="#">1</a> Declaration of Sarah Botz# <a href="#">2</a> Proposed Order)(Botz, Sarah) (Filed on 1/13/2006) (Entered: 01/13/2006)
01/19/2006	<a href="#">25</a>	ORDER by Judge Martin J. Jenkins granting <a href="#">24</a> Motion Vacate Deadline to Complete ENE. (mat, COURT STAFF) (Filed on 1/19/2006) (Entered: 01/20/2006)
01/26/2006	<a href="#">26</a>	ADR Clerk's Notice Appointing Lynn H. Pasahow as ENE Evaluator dated 1/26/2006. (af, COURT STAFF) (Filed on 1/26/2006) (Entered: 01/26/2006)
01/26/2006		***OFF CALENDAR***Pre ENE phone conference scheduled on Wednesday, February 1, 2006 at 9:30 a.m. (af, COURT STAFF) (Filed on 1/26/2006) Modified on 1/27/2006 (af, COURT STAFF). (Entered: 01/26/2006)
03/01/2006	<a href="#">27</a>	MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic

		Imaging Systems of America, Inc.. Motion Hearing set for 4/4/2006 09:30 AM in Courtroom 11, 19th Floor, San Francisco. (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/01/2006	<a href="#">28</a>	Proposed Order re <a href="#">27</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> by Electronic Imaging Systems of America, Inc.. (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/01/2006	<a href="#">29</a>	Declaration of John Metsig in Support of <a href="#">27</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Attachments: # <a href="#">1</a> Exhibit 1# <a href="#">2</a> Exhibit 2# <a href="#">3</a> Exhibit 3# <a href="#">4</a> Exhibit 4# <a href="#">5</a> Exhibit 5# <a href="#">6</a> Exhibit 6# <a href="#">7</a> Exhibit 7)(Related document(s) <a href="#">27</a> ) (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/01/2006	<a href="#">30</a>	Declaration of Sarah Botz in Support of <a href="#">27</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C# <a href="#">4</a> Exhibit D# <a href="#">5</a> Exhibit E# <a href="#">6</a> Exhibit F# <a href="#">7</a> Exhibit G# <a href="#">8</a> Exhibit H# <a href="#">9</a> Exhibit I) (Related document(s) <a href="#">27</a> ) (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/03/2006	<a href="#">31</a>	CLERK'S NOTICE. Case Management Conference reset for 4/25/2006 02:00 PM. Case Management Statement due by 4/17/2006. Courtroom 11, 19th Floor, San Francisco. (mat, COURT STAFF) (Filed on 3/3/2006) (Entered: 03/03/2006)
03/15/2006	<a href="#">32</a>	Memorandum in Opposition to <i>Motion to Dismiss First Amended Complaint</i> filed by Shoom, Inc.. (Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	<a href="#">33</a>	DECLARATION of Freschi <i>in opposition to motion to dismiss</i> filed by Shoom, Inc.. (Attachments: # <a href="#">1</a> Exhibit Exhibit 1 to Freschi Decl# <a href="#">2</a> Exhibit Exh 6 Freschi Decl# <a href="#">3</a> Exhibit Exh 2 Freschi decl# <a href="#">4</a> Exhibit Exh 3# <a href="#">5</a> Errata exh 4# <a href="#">6</a> Exhibit exh 5# <a href="#">7</a> Exhibit 7# <a href="#">8</a> Exhibit 8# <a href="#">9</a> Exhibit 9# <a href="#">10</a> Exhibit 9# <a href="#">11</a> Exhibit 11# <a href="#">12</a> Exhibit 12# <a href="#">13</a> Exhibit 13# <a href="#">14</a> Errata 14# <a href="#">15</a> Exhibit 15# <a href="#">16</a> Exhibit 16)(Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	<a href="#">34</a>	DECLARATION of Steven A. Nielsen <i>in opposition to motion to dismiss</i> filed by Shoom, Inc.. (Attachments: # <a href="#">1</a> Exhibit 1# <a href="#">2</a> Exhibit 2# <a href="#">3</a> Exhibit 3# <a href="#">4</a> Exhibit 4)(Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	<a href="#">35</a>	Proposed Order <i>Denying Motion to Dismiss</i> by Shoom, Inc.. (Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	<a href="#">36</a>	Memorandum in Opposition <i>Proposed Order to allow witness to testify at evidentiary hearing</i> filed by Shoom, Inc.. (Attachments: # <a href="#">1</a> Proposed Order Proposed Order to allow witness to testify at evidentiary hearing) (Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)

03/22/2006	<a href="#">37</a>	Reply to Opposition re <a href="#">27</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Botz, Sarah) (Filed on 3/22/2006) (Entered: 03/22/2006)
03/22/2006	<a href="#">38</a>	Declaration of John Metsig filed by Electronic Imaging Systems of America, Inc.. (Attachments: # <a href="#">1</a> Exhibit 1)(Botz, Sarah) (Filed on 3/22/2006) (Entered: 03/22/2006)
03/22/2006	<a href="#">39</a>	OBJECTIONS to re <a href="#">33</a> Declaration in Opposition, <i>of William Freschi</i> by Electronic Imaging Systems of America, Inc.. (Botz, Sarah) (Filed on 3/22/2006) (Entered: 03/22/2006)
03/27/2006	<a href="#">40</a>	PATENT STANDING ORDER. (mat, COURT STAFF) (Filed on 3/27/2006) (Entered: 03/27/2006)
04/06/2006	<a href="#">41</a>	CLERK'S NOTICE Continuing Motion to Dismiss hearing. Motion to Dismiss Hearing reset for 5/16/2006 09:30 AM. Case Management Conference set for 6/13/2006 02:00 PM. Joint Case Management Statement due by 6/5/2006. (mat, COURT STAFF) (Filed on 4/6/2006) (Entered: 04/06/2006)
05/16/2006	<a href="#">42</a>	Minute Entry: Motion Hearing held on 5/16/2006 before Martin J. Jenkins (Date Filed: 5/16/2006) re <a href="#">27</a> MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Court Reporter Belle Ball.) (mat, COURT STAFF) (Date Filed: 5/16/2006) (Entered: 05/16/2006)
05/19/2006	<a href="#">43</a>	SUPPLEMENTAL BRIEF/MEMORANDUM in Opposition <i>of Motion to Dismiss First Amended Complaint</i> filed by Shoom, Inc.. (Nielsen, Steven) (Filed on 5/19/2006) Modified on 5/25/2006 (ys, COURT STAFF). (Entered: 05/19/2006)
05/31/2006	45	TRANSCRIPT of Proceedings held on 5/16/06 before Judge Jenkins. Court Reporter: Belle Ball. (slh, COURT STAFF) (Filed on 5/31/2006) (Entered: 06/02/2006)
06/01/2006	<a href="#">44</a>	ORDER GRANTING DEFENDANT'S MOTION TO DISMISS. Signed by Judge Martin J. Jenkins on 5/31/2006. (mjlc2, COURT STAFF) (Filed on 6/1/2006) (Entered: 06/01/2006)
06/02/2006	<a href="#">46</a>	Proposed Order <i>re Request for Judgment and Proposed Judgment</i> by Electronic Imaging Systems of America, Inc.. (Bernstein, Marc) (Filed on 6/2/2006) (Entered: 06/02/2006)
06/29/2006	<a href="#">47</a>	JUDGMENT. ***Civil Case Terminated. Signed by Judge Martin J. Jenkins on 6/29/2006. (mat, COURT STAFF) (Filed on 6/29/2006) (Entered: 06/29/2006)



Transaction Receipt			
11/01/2007 10:08:43			
<b>PACER Login:</b>	an0754	<b>Client Code:</b>	Shoom
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	3:05-cv-03434-MJJ
<b>Billable Pages:</b>	4	<b>Cost:</b>	0.32

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